

AMENDED IN ASSEMBLY APRIL 24, 2007

CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

ASSEMBLY BILL

No. 144

Introduced by Assembly Member Coto

January 17, 2007

An act to add and repeal Section 60860 of the Education Code, relating to pupil testing.

LEGISLATIVE COUNSEL'S DIGEST

AB 144, as amended, Coto. Pupil testing: high school exit examination: Franklin-McKinley School District.

Existing law requires the Superintendent of Public Instruction, with the approval of the State Board of Education, to develop a high school exit examination in English language arts and mathematics in accordance with state academic content standards. Existing law requires each pupil completing grade 12 to successfully pass the high school exit examination as a condition of receiving a graduation diploma or a condition of graduation from high school, unless the pupil is otherwise exempted. Existing law requires each pupil to take the high school exit examination in grade 10 and authorizes a pupil to take the exit examination during each subsequent administration, until each section of the exit examination has been passed.

This bill would require the State Department of Education, commencing on January 1, 2008, to provide the mathematics portion of the high school exit examination to the Franklin-McKinley School District for administration to pupils enrolled in grade 8 on the dates designated by the Superintendent for the administration of that portion of the examination to pupils in grade 10. The bill would authorize the *school district to administer offer for administration* the mathematics

portion of the examination on those dates designated by the Superintendent to pupils enrolled in *specified mathematics courses* in grade 8 in the district. The bill would prohibit the district from administering the mathematics portion of the examination to a pupil in grade 8 more than one time during a school year. The bill would declare that a pupil who passes the mathematics portion of the examination has passed that portion of the examination for purposes of satisfying the requirement for receipt of a diploma of graduation or the condition of graduation from high school, ~~and cannot be required to retake the mathematics portion of the examination.~~ *The Franklin-McKinley School District would be required to pay all costs associated with the administration of the mathematics portion of the high school exit examination to its grade 8 pupils enrolled in the specified mathematics courses if the district chooses to offer the examination to those pupils.* The bill would repeal those provisions on January 1, 2010.

This bill would declare that, due to special circumstances applicable to the Franklin-McKinley School District, a general statute cannot be made applicable within the meaning of Section 16 of Article IV of the California Constitution, and the enactment of a special statute is therefore necessary.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 60860 is added to the Education Code,
2 to read:
3 60860. (a) Commencing on January 1, 2008, the department
4 shall provide the mathematics portion of the high school exit
5 examination to the Franklin-McKinley School District for
6 administration on the dates designated by the Superintendent for
7 the administration of that portion of the examination to pupils in
8 grade 10.
9 (b) The Franklin-McKinley School District may ~~administer to~~
10 ~~pupils enrolled in grade 8~~ *offer for administration to grade 8 pupils*
11 *enrolled in prealgebra, algebra I, geometry, or algebra II* in the
12 district, the mathematics portion of the high school exit
13 examination, on the dates designated by the Superintendent for
14 the administration of that portion of the examination to pupils in
15 grade 10. The *school* district shall not administer the mathematics

1 portion of the examination to a pupil enrolled in grade 8 in the
2 district more than one time during a school year.

3 (c) A pupil who passes the mathematics portion of the
4 examination pursuant to this section shall have passed that portion
5 of the examination for purposes of satisfying the requirement for
6 receipt of a diploma of graduation or the condition of graduation
7 from high school, ~~and shall not be required to retake the~~
8 ~~mathematics portion of the examination.~~

9 (d) *This section does not eliminate the requirement pursuant to*
10 *subdivision (b) of Section 60851 that each pupil take the high*
11 *school exit examination in grade 10.*

12 (e) *The Franklin-McKinley School District shall pay all costs*
13 *associated with the administration of the mathematics portion of*
14 *the high school exit examination to its grade 8 pupils enrolled in*
15 *the specified mathematics courses if the district chooses to offer*
16 *the examination to those pupils pursuant to this section.*

17 (d)

18 (f) This section shall remain in effect only until January 1, 2010,
19 and as of that date is repealed, unless a later enacted statute, that
20 is enacted before January 1, 2010, deletes or extends that date.

21 SEC. 2. The Legislature finds and declares that a special law
22 is necessary and that a general law cannot be made applicable
23 within the meaning of Section 16 of Article IV of the California
24 Constitution because of the unique circumstances that have resulted
25 in the Franklin-McKinley School District being a low-income,
26 urban school district that needs additional ways to motivate pupils
27 to succeed in grade 8 and to prepare for high school and
28 postsecondary education.